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(PATENT, BIOTECHNOLOGY, COMPUTER,  
TRADEMARK & TRADE SECRET LAW)January 17, 2002**FACSIMILE COVER SHEET****FAX RECEIVED**

FEB 12 2003

**GROUP 1600**PLEASE DELIVER TO: Examiner WehbeCOMPANY: USPTOFACSIMILE NUMBER: (703) 308-4242NUMBER OF PAGES (COUNTING COVER SHEET): 17FROM: Benjamin A. Adler

MESSAGE: Please deliver the attached to Examiner Wehbe. Examiner Wehbe, attached is a Response After Final for Adenoviral Vector Encoding Pro Apoptotic Bax Gene and Uses Thereof (USSN 09/393,173; D6163). Thank you.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>APPLICANT:</b> Curiel <i>et al.</i>	§	<b>ART UNIT:</b> 1632
	§	
<b>FILED:</b> September 9, 1999	§	
	§	<b>EXAMINER:</b>
<b>SERIAL NO.:</b> 09/393,173	§	Wehbe, A.M.S.
	§	
<b>FOR:</b> Adenoviral Vector Encoding Pro-	§	
Apoptotic Bax Gene and Uses	§	<b>DOCKET:</b> D6163
Thereof	§	

**RESPONSE AFTER FINAL**

Dear Sir:

Responsive to the Final Office Action mailed August 28, 2002, please enter the following amendments and remarks. Reconsideration of this application as amended is respectfully requested.

**AMENDMENTS****IN THE CLAIMS:**

Please amend claim 3 as follows:

3. (twice amended) A method of treating an individual having a neoplastic disease, comprising the step of administering to said individual a composition comprising an inducible recombinant adenoviral vector encoding a pro-apoptotic *bax* gene which is placed downstream of a loxP excision cassette and a vector encoding a